

Atty Docket No. 03818/000M728-US0

Inventor: Mijenko Dumic, et al.

Appln: 10/624,911 Filed: Jul. 21, 2003

Title: NOVEL AMORPHOUS 9-DEOXO-9A-AZA-9A-METHYL-
9A-HOMOERYTHROMYCIN A, PROCESS FOR
PREPARING THE SAME, AND USES THEREOF

Documents:

Executed Declaration and Power of Attorney (12 pages)

Fee Transmittal for FY 2004 (1 page)

Executed Assignment and Recordation Coversheet (8 pages)

Response to Notice to File Missing Parts of Application (2 pages)

Transmittal Sheet (1 page)

Certificate of Express Mailing (1 page)

Claim for Priority (2 pages)

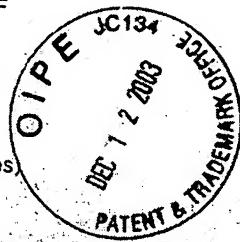
Certified Creation Priority Document

Check No. 3560 for \$ 1,228.00

Via: Express Mail: Airbill No. EC 983950924-45

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B.W. Lee



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Application No. (if known): 10/624,911

Attorney Docket No.: 03818/000M728-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV367696776-US in an envelope addressed to:

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on September 14, 2004
Date


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Typed or printed name of person signing Certificate

Note: Amendment in Response to Non-Final Office Action (16 pages);
Amendment Transmittal Letter (1 page);
Information Disclosure Statement (2 pages)
List of References (PTO/SB/08 form) (1 page);
5 References/Publications;
Certificate of Express Mailing (1 page);
Fee Transmittal (1 page);
Petition for Extension of Time (1 page);
Check No. 6086 for \$380;
Postcard; and
A copy of the postcard returned by USPTO stamped December 11, 2003.



SEP 14 2004

PTO/SB/17 (10-03)

Approved for use through 7/31/2006. OMB 0651-0032

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 380.00)

Complete if Known	
Application Number	10/624,911
Filing Date	July 21, 2003
First Named Inventor	Miljenko Dumić
Examiner Name	Peselev, Elli
Art Unit	1623
Attorney Docket No.	03818/000M728-US0

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order Other None

 Deposit Account:

 Deposit Account Number **04-0100**

 Deposit Account Name **Darby & Darby P.C.**

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110.00
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims	Fee from below	Fee Paid
41	-36** = 5 x 18 = 90.00	
2	-3** = 0 x 0 = 0.00	
Multiple Dependent		

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 90.00)

**or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 290.00)

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Jonathan P. Mitchell, Ph.D.	Registration No. (Attorney/Agent)	50,239	Telephone	(212) 527-7707
Signature				Date	September 14, 2004

Express Mail Label No.

Dated: _____

**AMENDMENT TRANSMITTAL LETTER**Docket No.
03818/000M728-US0Application No.
10/624,911Filing Date
July 21, 2003Examiner
E. PeselevArt Unit
1623

Applicant(s): Miljenko Dumić et al.

Invention: NOVEL AMORPHOUS 9-DEOXO-9A-AZA-9A-METHYL-9A-HOMOERYTHROMYCIN A,
PROCESS FOR PREPARING THE SAME, AND USES THEREOF**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	41	- 36 =	5	x 18.00	90.00
Independent Claims	2	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Petition for Extension of Time Information Disclosure Statement					110.00 180.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					380.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. _____ in the amount of \$ _____. A check in the amount of \$ 380.00 to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 04-0100 as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Dated: September 14, 2004

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Attorney Reg. No.: 50,239

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Dated: _____

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